



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029



SDMS DocID

2225637

JUN 19 2012

CERTIFIED MAIL
RETURN RECEIPT REQUESTED AND

Donald B. Kelly, Inc.
Shawn Kelly, President
2008 Federal Street
Camden, NJ 08105-1820

**Re: Overdue Required Submission of Information
Metro Container Site
Trainer, Delaware County, Pennsylvania**

Dear Mr. Kelly:

On March 9, 2012, the U.S. Environmental Protection Agency ("EPA") issued a letter (copy of which is enclosed) to Donald B. Kelly, Inc. ("Kelly" or "you") requiring the provision of information and/or documents relating to the above-referenced Site, pursuant to Section 104(e)(2) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended, ("CERCLA"), 42 U.S.C. § 9604(e)(2) ("Information Request").

Kelly's response was due within **forty-five (45) calendar days** of its receipt of the Information Request. The enclosed copy of the Certified Mail Receipt indicates that you received the Information Request on March 27, 2012. In your conversation of March 29, 2012 with Kenneth I. Rose III of EPA, you indicated that you would send a letter providing a history of Kelly and affirming that Kelly is no longer in operation and that no records exist from the period outlined in the March 9, 2012 letter; EPA has yet to receive such a letter. The letter should be notarized.

Kelly must provide the aforementioned letter and/or all requested documents as well as a separate and complete narrative response to each and every question contained in EPA's March 9, 2012 Information Request within **fourteen (14) calendar days** of your receipt of this letter. This fourteen day period, however, is not to be construed as an extension of the original deadline and does not excuse any violation for failure to respond to the initial Information Request.

EPA has both administrative and judicial alternatives to compel Kelly to answer its March 9, 2012 Information Request. Please provide the requested information within fourteen (14) calendar days of your receipt of this letter to avoid such action.

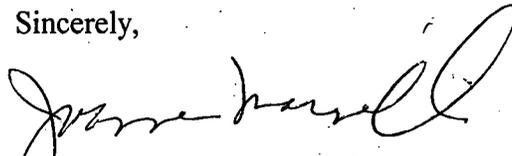
All documents and information should be submitted to:

Mr. Kenneth I. Rose III (3HS62)
U.S. Environmental Protection Agency
1650 Arch Street
Philadelphia, PA 19103

If you have any questions concerning this matter, please contact Mr. Rose at (215) 814-3147 or have your attorney contact Andrew Goldman, at (215) 814-2487.

This required submission of information is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501, et seq.

Sincerely,

A handwritten signature in black ink, appearing to read "Joanne Marinelli". The signature is written in a cursive style with a large, looping initial "J".

Joanne Marinelli, Chief
Cost Recovery Branch

Enclosures

cc: Andrew Goldman (3RC41)
Kenneth I. Rose III (3HS62)
PADEP

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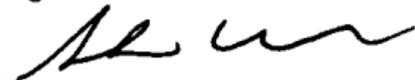
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Donald B. Kelly, Inc.
 Shawn Kelly, President
 2008 Federal Street
 Camden, NJ 08105-1820

2. Article Number

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